

# **BUSINESS REPORT**

## **MONTANA SENATE 62nd LEGISLATURE ~ REGULAR SESSION**

**Date:** Tuesday, February 1, 2011

**Place:** Capitol

**Time:** 9:00 A.M.

**Room:** 405

### **BILLS and RESOLUTIONS HEARD:**

None

### **EXECUTIVE ACTION TAKEN:**

SB 70 ~ Tabled

SB 77 ~ Tabled

SB 122 ~ Tabled

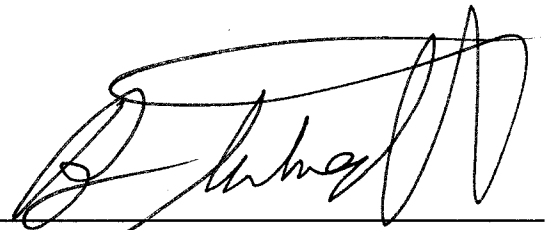
SB 171 ~ Tabled

SB 214 ~ Tabled

SB 172 ~ Do Pass As Amended

Discussion on: SB 94 and SB 110

### **COMMENTS:**

A handwritten signature in black ink, appearing to read "Bruce Tutvedt", written over a horizontal line.

Senator Bruce Tutvedt, Chairman

# MONTANA STATE SENATE ROLL CALL

## TAXATION COMMITTEE

DATE: February 1, 2011

NAME	PRESENT	ABSENT/ EXCUSED
Chairman Tutvedt	✓	
Vice Chair Lake	✓	
Senator Arthun	✓	
Senator Branae	✓	
Senator Erickson	✓	
Senator Essmann	✓	
Senator Gillan	✓	
Senator Kaufmann	✓	
Senator Peterson	✓	
Senator Van Dyk		✓
Senator Vincent		✓
Senator Wittich	✓	

*12 Committee Members*



## SENATE STANDING COMMITTEE REPORT

February 1, 2011

Page 1 of 1

Mr. President:

We, your committee on **Taxation** recommend that **Senate Bill 172** (first reading copy -- white) do pass as amended.

Signed:

*Senator Bruce Tutvedt, Chair*

**And, that such amendments read:**

1. Page 6, lines 25.

**Strike:** "superconducting magnetic energy storage property,"

2. Page 6, line 26 through line 27.

**Strike:** "and other energy storage property," on line 26

**Following:** "combination of energy storage" on line 26

**Strike:** "property" on line 26 through "personal property that is" on line 27

**Insert:** "facilities"

3. Page 6, line 28.

**Following:** "and"

**Insert:** "associated property, appurtenant land and improvements, and personal property"

**Strike:** "is"

**Insert:** "are"

4. Page 7, line 13 through line 16.

**Strike:** subsection (4)(g) in its entirety

**Renumber:** subsequent subsection

- END -

**Committee Vote:**

Yes 8, No 4

Fiscal Note Required ☐

SB0172001SC.sdr

*SR*

## BILL TABLED NOTICE

### SENATE TAXATION COMMITTEE

The SENATE TAXATION COMMITTEE TABLED

- SB 70 - Eliminate net operating loss carryback provisions
- SB 77 - Equalize deduction for fed taxes between trusts and individual income taxpayers
- SB 122 - Require passage of revenue estimating resolution
- SB 171 - Revise personal property exempt subject to value limitations
- SB 214 - Revise requirements for school levy elections

, by motion, on Tuesday, February 1, 2011.

  
(For the Committee)

  
(For the Secretary of the Senate)

11:45 / 2/1/11  
(Time) (Date)

February 1, 2011

Debra Polhemus, Secretary

Phone: 1619

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# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

BILL NO: SB70 MOTION: do pass

NAME	AYE	NAY	PROXY
Vice Chair Lake		✓	
Senator Arthun		✓	
Senator Branae	✓		
Senator Erickson	✓		
Senator Essmann		✓	
Senator Gillan	✓		
Senator Kaufmann	✓		
Senator Peterson		✓	✓
Senator Van Dyk	✓		✓
Senator Vincent		✓	✓
Senator Wittich		✓	
Chairman Tutvedt		✓	

12 Committee Members

Vote: 5-7  
fails

# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

BILL NO: SB77 MOTION: do pass

NAME	AYE	NAY	PROXY
Vice Chair Lake		✓	
Senator Arthun		✓	
Senator Branae	✓		
Senator Erickson	✓		
Senator Essmann		✓	
Senator Gillan	✓		
Senator Kaufmann	✓		
Senator Peterson		✓	✓
Senator Van Dyk	✓		✓
Senator Vincent		✓	✓
Senator Wittich		✓	
Chairman Tutvedt		✓	

12 Committee Members

5-7  
Vote: fails

# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

SB 122

BILL NO: ~~SB 122~~

MOTION: do pass

NAME	AYE	NAY	PROXY
Vice Chair Lake		✓	
Senator Arthun		✓	
Senator Branae	✓		
Senator Erickson	✓		
Senator Essmann		✓	
Senator Gillan	✓		
Senator Kaufmann	✓		
Senator Peterson		✓	✓
Senator Van Dyk	✓		✓
Senator Vincent		✓	✓
Senator Wittich		✓	
Chairman Tutvedt		✓	

12 Committee Members

5-7 fark

Vote: \_\_\_\_\_

# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

BILL NO: SB171 MOTION: do pass <sup>Table</sup> as amend.

NAME	AYE	NAY	PROXY
Vice Chair Lake	✓		
Senator Arthun	✓		
Senator Branae		✓	
Senator Erickson		✓	
Senator Essmann	✓		
Senator Gillan		✓	
Senator Kaufmann		✓	
Senator Peterson	✓		✓
Senator Van Dyk		✓	✓
Senator Vincent	✓		✓
Senator Wittich	✓		
Chairman Tutvedt	✓		

12 Committee Members

7-5 passes.

Vote: \_\_\_\_\_

# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

BILL NO: SB172 MOTION: be amend #3

NAME	AYE	NAY	PROXY
Vice Chair Lake		✓	
Senator Arthun	✓		
Senator Branae		✓	
Senator Erickson		✓	
Senator Essmann	✓		
Senator Gillan	✓		
Senator Kaufmann	✓		
Senator Peterson		✓	✓
Senator Van Dyk		✓	✓
Senator Vincent		✓	✓
Senator Wittich	✓		
Chairman Tutvedt		✓	

12 Committee Members

5-7 fails

Vote: \_\_\_\_\_

# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

BILL NO: SB172 MOTION: de passage <sup>+ 0/</sup> amendments

NAME	AYE	NAY	PROXY
Vice Chair Lake		✓	
Senator Arthun	✓		
Senator Branae		✓	
Senator Erickson		✓	
Senator Essmann	✓		
Senator Gillan		✓	
Senator Kaufmann	✓		
Senator Peterson		✓	✓
Senator Van Dyk		✓	✓
Senator Vincent		✓	✓
Senator Wittich	✓		
Chairman Tutvedt		✓	

12 Committee Members

4-8 *for*

Vote: \_\_\_\_\_

# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

BILL NO: SB172 MOTION: do pass as amended.

NAME	AYE	NAY	PROXY
Vice Chair Lake	✓		
Senator Arthun		✓	
Senator Branae	✓		
Senator Erickson	✓		
Senator Essmann		✓	
Senator Gillan		✓	
Senator Kaufmann	✓		
Senator Peterson	✓		✓
Senator Van Dyk	✓		✓
Senator Vincent	✓		✓
Senator Wittich		✓	
Chairman Tutvedt	✓		

12 Committee Members

8-4

Vote: \_\_\_\_\_

# MONTANA STATE SENATE ROLL CALL VOTE

## TAXATION COMMITTEE

DATE: February 1, 2011

SB 214 do pass

NAME	AYE	NAY	PROXY
Vice Chair Lake		✓	
Senator Arthun		✓	
Senator Branae	✓		
Senator Erickson	✓		
Senator Essmann		✓	✓
Senator Gillan	✓		
Senator Kaufmann	✓		
Senator Peterson		✓	✓
Senator Van Dyk	✓		✓
Senator Vincent		✓	✓
Senator Wittich		✓	
Chairman Tutvedt		✓	

12 Committee Members

5-7 fails

Vote: \_\_\_\_\_

**AUTHORIZED  
SENATE COMMITTEE PROXY**

I, Senator Jim Peterson, request to be excused from the

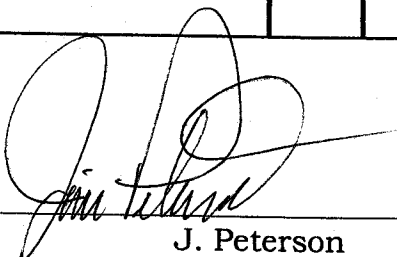
**TAXATION COMMITTEE**

due to my other commitment. I desire to leave my proxy vote with:

**Vice Chairman Bob Lake**

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO	BILL/AMENDMENT	AYE	NO
SB 70		X			
SB 77		X			
<del>SB 100</del> <del>Amendment</del>					
SB 122		X			
SB 141 Table	X				
SB 172 A. 17203		X			
SB 172 A 17201		X			
SB 172	X				
SB 214		X			

Sen.  \_\_\_\_\_  
J. Peterson

Date 2/1/11

# AUTHORIZED SENATE COMMITTEE PROXY

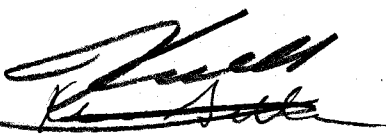
I, Senator Kendall Van Dyk, request to be excused from the  
**TAXATION COMMITTEE**  
 due to my other commitment. I desire to leave my proxy vote with:

Gary Branae

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
SB 70	X	
SB 77	X	
SB 122	X	
Table SB 171		X
SB 172 Amend 172.13a/h		X
SB 172 Amend 172.20/a/h		X
SB 172	X	
SB 214	X	

BILL/AMENDMENT	AYE	NO

Sen.   
 (Signature)

Date 2/1/11

# AUTHORIZED SENATE COMMITTEE PROXY

I, Senator Chas Vincent, request to be excused from the

## TAXATION COMMITTEE

due to my other commitment. I desire to leave my proxy vote with:

Vice Chairman Bob Lake

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
SB 70		X
SB 77		X
<del>SB 110 Amendment</del>		
SB 122		X
SB 171 Table	X	
SB 172 <del>Amendment</del> 2931		X
SB 172 & 17201		X
SB 172 A	X	
SB 314		X

BILL/AMENDMENT	AYE	NO

Sen. Chas Vincent  
C. Vincent

Date 2/1/11

**AUTHORIZED  
SENATE COMMITTEE PROXY**

I, Senator Jeff Essmann, request to be excused from the

**TAXATION COMMITTEE**

due to my other commitment. I desire to leave my proxy vote with:

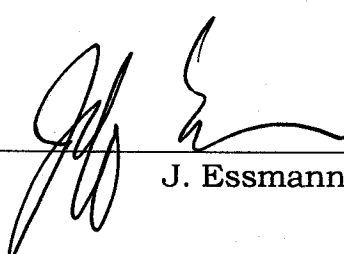
**Vice Chairman Bob Lake**

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT	AYE	NO
214		<input checked="" type="checkbox"/>

BILL/AMENDMENT	AYE	NO

Sen. \_\_\_\_\_

  
J. Essmann

Date \_\_\_\_\_

2/1/11